CLERK'S OFFICE U.S. DISTRICT COURT AT ROANGKE VA - FILED DEC 2 3 2009 JOHN F. CORCORAN, CLICTY BY:

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

| REUBEN CHARLES JONES, |) Case No. 7:09CV00032 |
|----------------------------------|-------------------------------------|
| Plaintiff, |) |
| v. |)) <u>FINAL ORDER</u>) |
| S. K. WASILESKI, <u>ET AL</u> ., |))) By: Hon. Glen E. Conrad |
| Defendants. | United States District Judge |

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that defendants' motion for summary judgment is **GRANTED**; plaintiff's motion for summary judgment is **DENIED**; any state law claims are **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1367(c)(3); and the action is stricken from the active docket of the court.

ENTER: This 23d day of December, 2009.

United States District Judge